



7-25-07

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23 JUL 2007

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: Thomas E. Daley

Confirmation No.: 3147

Serial No.: 10/591,735

Art Unit: To be assigned

Filed: August 31, 2006

Examiner: To be assigned

For: 4-METHYLPYRAZOLE  
FORMULATIONS FOR INHIBITING  
ETHANOL INTOLERANCE

Attorney Docket No: 11594-003-999

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS  
UNDER 35 U.S.C. 371 IN THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EOUS)**

**Mail Stop MISSING PARTS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the "Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)" filed by the U.S. Patent and Trademark Office on August 31, 2006, Applicant submits the following documents for the above-identified application:

1. Copy of Notification of Missing Requirements ; and
2. Executed Declaration for Non-Provisional Patent Application.

The United States Patent and Trademark Office is hereby authorized to charge the following fee to Deposit Account No. 50-3013 (order no. 471273-999001):


- |  |                 |
|--|-----------------|
| 1. Surcharge Fee for late submission of oath or declaration as set forth in 37 CFR 1.15(f) (small entity). | <u>\$ 65.00</u> |
| <b>TOTAL</b>   | <b>\$ 65.00</b> |

07/30/2007 GFREY1 00000067 503013 10591735  
01 FC:2617 65.00 DA

The Commissioner is hereby authorized to charge any additional fees associated with this paper communication or credit any overpayment to Jones Day Deposit Account No. 50-3013 (Order No. 471273-999001). A copy of this Response is enclosed for accounting purposes.

Date: July 23, 2007

Respectfully submitted,

  
\_\_\_\_\_  
Roger C. Rich (Reg. No.) 54,398  
For: Nikolaos C. George (Reg. No. 39,201)

**JONES DAY**  
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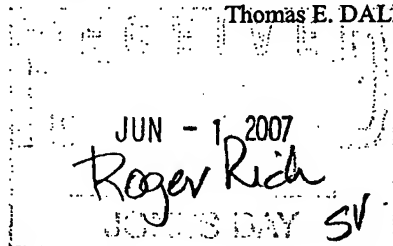


## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/591,735	Thomas E. DALEY	11594-003-999

20583  
JONES DAY  
222 EAST 41ST ST  
NEW YORK, NY 10017



INTERNATIONAL APPLICATION NO.	
PCT/US05/07273	
I.A. FILING DATE	PRIORITY DATE
03/03/2005	03/03/2004

CONFIRMATION NO. 3147

## 371 FORMALITIES LETTER



\*OC000000024064735\*

*Oath / Decl / Fee Due*  
*7/25/07.*

Date Mailed: 05/25/2007

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 08/31/2006
- Copy of the International Search Report filed on 08/31/2006
- Information Disclosure Statements filed on 11/07/2006
- Oath or Declaration filed on 08/31/2006
- Request for Immediate Examination filed on 08/31/2006
- U.S. Basic National Fees filed on 08/31/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

FRANCINE YOUNG

Telephone: (703) 308-9140 EXT 215

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/591,735	PCT/US05/07273	11594-003-999

FORM PCT/DO/EO/905 (371 Formalities Notice)